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6123329081

T-374 P.001/004 F-252

Merchant & Gould

An Intellectual Property Law Firm

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August 23, 2005

TO:

Commissioner for Patents

Patent Examining Corps

Facsimile Center

Alexandria, VA 22313-1450

FROM:

Robert A. Kalinsky

OUR REF:

14485.155US01

TELEPHONE:

612.336.4771

USPTO Centralized Facsimile No.: 1-571-273-8300

Total pages, including cover letter:

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Title of Documents Transmitted: 1. Supplemental Information Disclosure Statement.

2. Form 1449.

Applicant:

Marrs et al.

Our Ref. No.:

14485.155US01

Serial No.:

10/705,736

Confirmation No.:

4988

Filed:

November 10, 2003 Customer No.:

23552

Group Art Unit:

Please charge any additional fees or credit overpayment to Deposit Account No. 13-2725. Please consider this a PETITION FOR EXTENSION OF TIME for a sufficient number of months to enter these papers, if appropriate.

Reg. No.: 50,471

RAK:pll

I hereby certify that this paper is being transmitted by facsimile to the U.S. Patent and Trademark Office on the date shown below

Signature (Robert A. Kalinsky)

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AUG 2 3 2005

S/N 10/705,736

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant:

Marrs et al.

Examiner:

Unknown

Serial No.:

10/705,736

Group Art Unit:

3762

Filed:

November 10, 2003

Docket No.:

14485.155US01

Customer No.:

23552

Confirmation No.:

4988

Title:

Subcutaneous Infusion Device and Method

CERTIFICATE UNDER 37 CFR 1.6(d):

The undersigned hereby certifies that this correspondence is being transmitted via facsimile to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on August 73, 2005.

SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT (37 C.F.R. § 1.97(b))

Mail Stop Amendment Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Dear Sir:

With regard to the above-identified application, the items of information listed on the enclosed Form 1449 are brought to the attention of the Examiner.

This statement should be considered because it is submitted before the mailing date of a first Office Action on-the-merits. Accordingly, no fee is due for consideration of the items listed on the enclosed Form 1449.

A copy of any foreign patent document or "Other Document" listed on the Form 1449 is enclosed, in accordance with 37 C.F.R. §1.98(a)(2). Because this application was filed after June 30, 2003, copies of the U.S. Patents and U.S. patent publications listed on the enclosed Form 1449 are not provided.

No representation is made that a reference is "prior art" within the meaning of 35 U.S.C. §§ 102 and 103 and Applicants reserve the right, pursuant to 37 C.F.R. § 1.131 or otherwise, to establish that the reference(s) are not "prior art." Moreover, Applicants do not represent that a

F-252

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reference has been thoroughly reviewed or that any relevance of any portion of a reference is intended.

Consideration of the items listed is respectfully requested. Pursuant to the provisions of M.P.E.P. 609, it is requested that the Examiner return a copy of the attached Form 1449, marked as being considered and initialed by the Examiner, to the undersigned with the next official communication.

Please charge any additional fees or credit any overpayment to Deposit Account No. 13-2725.

Respectfully submitted,
MERCHANT & GOULD P.C.
P.O. Box 2903
Minneapolis, Minnesota 55402-0903
(612) 332-5300

Date: August 23, 2005

Name: Robert A. Kalinsky

Reg. No.: 50,471

RAK:pll

15:53

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T-374 P.004/004 F-252

Date Mailed: August 23, 2005

AUG 23 2005

Sheet 1 of 1

Customer No. 23552

FORM 1449* INFORMATION DISCLOSURE STATEMENT IN AN APPLICATION (Use several sheets if necessary)		Docket Number: 14485.155US01	Application Number: 10/705,736		
		Applicant: Mans et al.	Confirmation No.: 4988		
		Filing Date: 11/10/2003	Group Art Unit: 3762		

•		τ	I.S. PATENT DOCUMEN	TS			
EXAMINER INITIAL	DOCUMENT NO.	DATE	NAME	CLASS	SUBCLASS	FILING IF APPRO	DATE
	2005/0101910 A1	05/12/2005	Bowman et al.				
	2005/0107743 A1	05/19/2005	Fangrow, JR.				
······································							
		FOI	REIGN PATENT DOCUM	ÆNTS	•		
•	DOCUMENT NO.	DATE	COUNTRY	CLASS	SUBCLASS	TRANSLATION	
						YES	NO
·							
	 	 	<u> </u>				
	ОТНЕК	DOCUMENT	S (Including Author, Title,	Date, Pertinent	Pages, Etc.)		
	 		· · · · · · · · · · · · · · · · · · ·				

EXAMINER	DATE CONSIDERED

EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; draw line through citation if not in conformance and not considered. Include copy of this form for next communication to the Applicant.

^{*}Substitute Disclosure Statement Form (PTO-1449)